



Rep. Robyn Gabel

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10000HB3897ham001

LRB100 08294 MJP 24708 a

1 AMENDMENT TO HOUSE BILL 3897

2 AMENDMENT NO. _____. Amend House Bill 3897 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Amusement Ride and Attraction Safety Act is
5 amended by changing Section 2-2 as follows:

6 (430 ILCS 85/2-2) (from Ch. 111 1/2, par. 4052)

7 Sec. 2-2. Definitions. As used in this Act, unless the
8 context otherwise requires:

9 1. "Director" means the Director of Labor or his or her
10 designee.

11 2. "Department" means Department of Labor.

12 3. "Amusement attraction" means an enclosed building or
13 structure, including electrical equipment which is an integral
14 part of the building or structure, through which people walk
15 without the aid of any moving device, that provides amusement,
16 thrills or excitement at a fair, carnival, or an amusement

1 enterprise, except any such enclosed building or structure
2 which is subject to the jurisdiction of a local building code.

3 4. "Amusement ride" means:

4 (a) any mechanized device or combination of devices,
5 including electrical equipment which is an integral part of
6 the device or devices, which carries passengers along,
7 around, or over a fixed or restricted course for the
8 primary purpose of giving its passengers amusement,
9 pleasure, thrills, or excitement;

10 (b) any ski lift, rope tow, or other device used to
11 transport snow skiers;

12 (c) (blank);

13 (c-5) any trampoline court;

14 (d) any dry slide, alpine slide, or toboggan slide;

15 (e) any tram, open car, or combination of open cars or
16 wagons pulled by a tractor or other motorized device which
17 is not licensed by the Secretary of State, which may, but
18 does not necessarily follow a fixed or restricted course,
19 and is used primarily for the purpose of giving its
20 passengers amusement, pleasure, thrills or excitement, and
21 for which an individual fee is charged or a donation
22 accepted with the exception of hayrack rides;

23 (f) any bungee cord or similar elastic device; or

24 (g) any inflatable attraction.

25 5. "Carnival" or "amusement enterprise" means an
26 enterprise which offers amusement or entertainment to the

1 public by means of one or more amusement attractions or
2 amusement rides.

3 6. "Fair" means an enterprise principally devoted to the
4 exhibition of products of agriculture or industry in connection
5 with which amusement rides or amusement attractions are
6 operated.

7 7. "Operator" means a person, or the agent of a person, who
8 owns or controls or has the duty to control the operation of an
9 amusement ride or an amusement attraction at a carnival,
10 amusement enterprise, or fair. "Operator" includes an agency of
11 the State or any of its political subdivisions.

12 8. "Carnival worker" or "amusement enterprise worker"
13 means a person who is employed (and is therefore not a
14 volunteer) by a carnival, amusement enterprise, or fair to
15 manage, physically operate, or assist in the operation of an
16 amusement ride or amusement attraction when it is open to the
17 public.

18 9. "Volunteer" means a person who operates or assists in
19 the operation of an amusement ride or amusement attraction for
20 an owner or operator without pay or lodging. An individual
21 shall not be considered a volunteer if the individual is
22 otherwise employed by the same owner or operator to perform the
23 same type of service as those for which the individual proposes
24 to volunteer.

25 10. "Inflatable attraction" means an amusement ride or
26 device designed for use that may include, but not be limited

1 to, bounce, climb, slide, or interactive play, which is made of
2 flexible fabric, is kept inflated by continuous air flow by one
3 or more blowers, and relies upon air pressure to maintain its
4 shape.

5 11. "Trampoline court" means a commercial facility with a
6 defined area composed of one or more trampolines, a series of
7 trampolines, a trampoline court foam pit, or a series of
8 trampoline court foam pits. "Trampoline court" does not include
9 a gymnastic training facility that derives a majority of its
10 revenue from supervised instruction in the teaching of
11 gymnastic skills and basics.

12 (Source: P.A. 98-541, eff. 8-23-13; 98-769, eff. 1-1-15;
13 99-116, eff. 1-1-16.)

14 Section 99. Effective date. This Act takes effect January
15 1, 2018."